



Attorney Docket No. 55573 (71526)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Mishina, et al.  
SERIAL NO.: 09/786,309 GROUP: 1632  
FILED: June 6, 2001 EXAMINER: Peter Paras Jr.  
FOR: HIGHLY EFFICIENT MUTAGENESIS METHOD WITH THE USE OF  
PSORALEN DERIVATIVES

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**CERTIFICATION UNDER 37 C.F.R. 1.10\***

*(Express Mail label number is mandatory.)*

*(Express Mail certification is optional.)*

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service on this date August 26, 2004 in an envelope as "Express Mail Post Office to Addressee," mailing Label Number EV437817884US addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By:

Michelle P. Chicos  
Michelle P. Chicos

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**INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Arlington, VA 22313-1450

Date: August 26, 2004

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

**I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION**

The patents, publications or other information submitted for consideration by the Office are listed on PTO-1449, attached hereto.

**II. COPIES**

- a.  Submitted herewith is a legible copy of (i) each U.S and foreign patent; (ii) each publication or that portion which caused it to be listed; and (iii) all other information or that portion which caused it to be listed.
- b.  Each of the patents, publications or other information listed on the attached PTO-1449 was previously cited by or submitted to the USPTO in connection with U.S.S.N. ( ), to which the subject

application claims the benefit of the earlier filing date. As such, a copy of each is not included herewith pursuant to 37 C.F.R. § 1.97(d).

III. CONCISE EXPLANATION OF THE RELEVANCE  
(check at least one box)

- a.  Except as may be indicated below in (b), all of the patents, publications or other information are in the English language or were cited in an English language Search Report, a copy of which is attached hereto (concise explanation not required).
- b.  A concise explanation of the relevance of all patents, publications or other information listed that is not in the English language is as follows:
- c.  The following additional information is provided for the Examiner's consideration:

IV. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(b)  
(check one box)

- a.  within three months of the filing date of a national application (37 C.F.R. § 1.97(b) (1)). No fee or certification is required.
- b.  within three months of the date of entry of the national stage as set forth in §1.491 in an international application (37 C.F.R. § 1.97(b) (2)). No fee or certification is required.
- c.  before the mailing date of a first Action on the merits (37 C.F.R. § 1.97(b) (3)). No fee or certification is required. In the event that a first Office Action on the merits has been issued, please consider this IDS under 37 C.F.R. § 1.97(c) and see the certification under 37 C.F.R. § 1.97(e) below, or, if no certification has been made, charge our deposit account a fee in the amount of \$180.00 as required by 37 C.F.R. § 1.17(p).

V. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(c):  
(check one box)

before the mailing date of a Final Office Action under 37 C.F.R. § 1.113 (See 37 C.F.R. § 1.97(c) (1)) or before the mailing date of a Notice of Allowance under 37 C.F.R. § 1.311 (See 37 C.F.R. § 1.97(c) (2)).

- a.  No certification; therefore, a fee in the amount of \$180.00 is required by 37 C.F.R. § 1.17(p).  
or
- b.  See the certification below. No fee is required.

VI. THIS IDS IS BEING FILED UNDER 37 C.F.R. § 1.97(d):  
(check both boxes if applicable)

before payment of the Issue Fee (See 37 C.F.R. § 1.97(d)).

- a.  See the certification below; and
- b.  A fee in the amount of \$180.00 is enclosed as required by 37 C.F.R. § 1.17(p).

VII. CERTIFICATION UNDER 37 C.F.R. § 1.97(e) (check only one box)

The undersigned hereby certifies that

- a.  each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS; or
- b.  no item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.
- c.  Some of the items of information were cited in a communication from a foreign Patent Office. As to this information, the undersigned certifies that each item of information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby certifies that no item of this remaining information contained in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application or, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this statement.

Please charge Deposit Account No. 04-1105 in the amount of \_\_\_\_\_ for the above-indicated fee. A triplicate copy of this paper is attached.

Fee in the amount of \$180.00 is enclosed as required by 37 CFR §1.17(p).

No fee is required.

However, if any fee is required, e.g., due to issuance of a Final Office Action, please charge the required fee to Deposit Account No. 04-1105, and consider this paper as a conditional petition under 37 CFR 1.97(d).

If the Examiner has any questions concerning this IDS, he/she is requested to contact the undersigned. If it is determined that this IDS has been filed under the wrong rule, the PTO is requested to consider this IDS under the proper rule (with a petition, if necessary) and charge the appropriate fee to Deposit Account No. 04-1105.

Respectfully submitted,



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**FORM PTO-1449  
INFORMATION DISCLOSURE STATEMENT**

ATTY DOCKET NO. 55573 (71526)	SERIAL NO. 09/786,309
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APPLICANT(S): Mishina, et al.	
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FILING DATE: June 6, 2001	ART UNIT: 1635
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**OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)**

CA	Driever et al., "A genetic screen for mutations affecting embryogenesis in zebrafish," Development 123:37-46 (1996).
CB	Haffter et al., "The identification of genes with unique and essential functions in the development of the zebrafish, <i>Danio rerio</i> ," Development 123:1-36 (1996)
CC	Postlethwait et al., "Zebrafish genomics: from mutants to genes," Trends Genet. 13:183-190 (1997)
CD	Gaiano et al., "Insertional mutagenesis and rapid cloning of essential genes in zebrafish," Nature 383:829-832 (1996).
CE	Mullins et al., "Large-scale mutagenesis in the zebrafish: in search of genes controlling development in a vertebrate," Curr. Biol. 4:189-202 (1994).
CF	Lisitsyn et al., "Cloning the Differences Between Two Complex Genomes," Science 259:946-951 (1993).
CG	Yandell et al., "Trimethylpsoralen induces small deletion mutations in <i>Caenorhabditis elegans</i> ," Proc. Natl. Acad. Sci. USA 91:1381-1385 (1994).
CH	Allende et al., "Insertional mutagenesis in zebrafish identifies two novel genes, <i>pescadillo</i> and <i>dead eye</i> , essential for embryonic development," Gene Dev. 10:3141-3155 (1996).
CI	Chen et al., "Molecular Genetic Analysis of Synaptic Plasticity, Activity-Dependent Neural Development, Learning, and Memory in the Mammalian Brain," Annu. Rev. Neurosci. 20:157-184.
CJ	Sladek et al., "Incision by UvrABC excinuclease is a step in the path to mutagenesis by psoralen crosslinks in <i>Escherichia coli</i> ," Proc. Natl. Acad. Sci. USA 86:3982-3986 (1989).
CK	Chitnis et al., "Axonogenesis in the Brain of Zebrafish Embryos," J. Neurosci. 10:1892-1905 (1990).
CL	Furutani-Seiki et al., "Neural degeneration mutants in the zebrafish, <i>Danio rerio</i> ," Development 123:229-239 (1996).
CM	Russell et al., "Specific-locus test shows ethylnitrosourea to be the most potent mutagen in the mouse," Proc. Natl. Acad. Sci. USA 76:5818-5819 (1979).
CN	Wilson et al., "The development of a simple scaffold of axon tracts in the brain of the embryonic zebrafish, <i>Brachydanio rerio</i> ," Development 108:121-145 (1990).
Examiner:	Date: